



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, DC 20231  
www.uspto.gov

DARBY & DARBY P.C.  
P. O. BOX 5257  
NEW YORK, NY 10150-5257

MAILED  
MAILED  
DEC 17 2003  
17 2003  
DIRECTOR'S OFFICE  
TECHNOLOGY CENTER 3600  
TECHNOLOGY CENTER 3600 Paper No. 12

In re application of:  
Anand Subramanian et al.  
Application No. 10/001772  
Filed: October 31, 2001  
For: INTERNET CONTEXTUAL  
COMMUNICATION SYSTEM

: DECISION ON PETITION  
: TO MAKE SPECIAL  
: (ACCELERATED  
: EXAMINATION)

This is in response to the renewed petition filed on November 3, 2003 to make the above-identified application special on the basis of special examining procedure for certain new applications - accelerated examination as set forth in MPEP § 708.02 VIII.

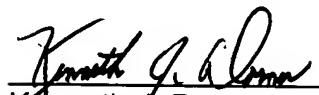
The petition is **DENIED**.

The requirements for granting special status under this section are: (A) a petition to make special accompanied by the fee set forth in 37 CFR 1.17(i); (B) all claims being directed to a single invention, or an election without traverse if the Office determines that all the claims are not directed to a single invention; (C) a statement that a pre-examination search was made listing the field of search; (D) one copy of each of the references deemed most closely related to the subject matter encompassed by the claims if said references are not already of record; and (E) a detailed discussion of how the claimed subject matter is patentable over the references in accordance with 37 CFR 1.111 (b) and (c).

A petition to make special was filed on June 11, 2003. That petition was denied in a decision mailed September 3, 2003 wherein it was held that conditions B) and E) described above were not met. The renewed petition filed November 3, 2003 satisfies condition B) because of the election filed October 31, 2003. However, the petition filed November 3, 2003 still fails to adequately meet requirement E) since the submission of a copy of the international preliminary examination report is not considered to meet the requirement of a discussion of how the claimed subject matter is patentable over each of the references. The preliminary examination report does not present a comprehensive and detailed discussion of how the features of the claims of the present invention patentably define over each of the found references as is required under MPEP § 708.02 Section VIII.

For the above stated reasons, the petition is denied.

**SUMMARY:** Petition to Make Special: **DENIED.**

  
Kenneth J. Dorner

Kenneth J. Dorner  
Special Programs Examiner  
Technology Center 3600  
(703) 308-0866

KJD/cps: 12/15/03